

**Notice of Allowability**

Application No.

09/838,319

Examiner

Jalatee Worjloh

Applicant(s)

SAEKI, TOMOYA

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**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the After Final Amendment filed 06/02/2005.
2. ☒ The allowed claim(s) is/are 4,5,10,18,19,32 and 34.
3. ☒ The drawings filed on 20 April 2001 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All b) ☐ Some\* c) ☐ None of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
  - \* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                                  |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date <u>7-8-2005</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment  |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance                         |
|   | 9. <input type="checkbox"/> Other _____.   |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Andrew J. Taska on July 8, 2005.

The application has been amended as follows:

Claim 18:

- Line 5: deleted "wherein the system has a database for"
- Line 7: inserted "in a database stored on a computer" after "services" and before "; and"
- Line 8: deleted "wherein said authentication server has a step of"
- Line 16: inserted "at said authentication server" after "history" and before ";

Claim 19:

- Line 5: deleted "wherein the system has a database for"
- Line 7: inserted "in a database stored on a computer" after "services" and before "; and"
- Line 8: deleted "wherein said authentication server has a step of"
- Line 16: inserted "at said authentication server" after "history" and before ";
- Line 20: replaced "wherein said authentication server renews" with renewing
- Line 22: inserted "at said authentication server" after "read out personal data" and before "; and"
- Line 23: replaced "wherein said authentication server renews" with renewing
- Line 25: inserted "at said authentication server" after "beforehand" and before ".

Canceled claim 24

Claim 32:

- Line 5: replaced "wherein the system has a database for" with "instructions stored in a computer for"
- Line 7: inserted "in a database" after "services" and before "; and"

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- Line 8: replaced “wherein said authentication server has a step of” with “instructions stored in a computer for”
- Line 16: inserted “at said authentication server” after “history” and before “;”

Claim 33:

- Line 5: replaced “wherein the system has a database” with “instructions stored in a computer”
- Line 7: inserted “in a database” after “services” and before “; and”
- Line 8: replaced “wherein said authentication server has a step of” with “instructions stored in a computer for”
- Line 16: inserted “at said authentication server” after “history” and before “;”
- Line 20: replaced “wherein said authentication server renews” with “instructions stored in a computer for renewing”
- Line 22: inserted “at said authentication server” after “read out personal data” and before “; and”
- Line 23: replaced “wherein said authentication server renews” with “instructions stored in a computer for renewing”
- Line 25: inserted “at said authentication server” after “beforehand” and before “.”

Canceled claim 38

### *Reasons for Allowance*

2. The following is an examiner’s statement of reasons for allowance:

The closest prior art of record is US Publication No. 2003/0204610 to Howard et al.

Howard et al. discloses a system that determines whether to grant access to a network server by a user. Howard et al. taken either individual or in combination with other prior art of record fails to teach or suggest periodically communicating a collection history, a personal data usage history, and a charge process history as recited in independent claims 4, 5, 10, 18, 19, 32 and

34.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue

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fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jalatee Worjloh whose telephone number is 571-272-6714. The examiner can normally be reached on Mondays-Thursdays 8:30 - 7:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on (571) 272-6712. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306 for Regular/After Final Actions and (571)273-6714 for Non-Official/Draft.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any response to this action should be mailed to:  
**Commissioner of Patents and Trademarks**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Jalatee Worjloh  
Patent Examiner  
Art Unit 3621

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July 11, 2005

JAMES P. TRAMMELL  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY GROUP 1, 6000